

MICHAEL CHAZEN, ESQ.

ATTORNEY AT LAW

4400 ROUTE 9 SOUTH • SUITE 1000 • FREEHOLD, NEW JERSEY 07728

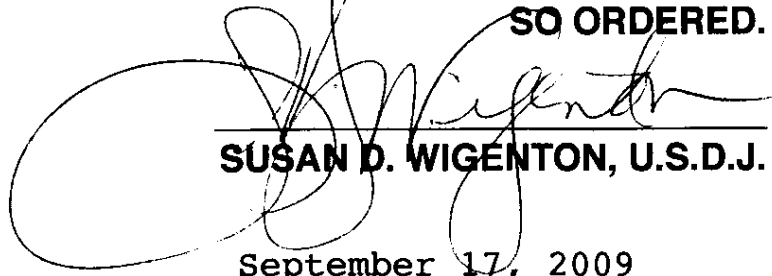
1 GATEWAY CENTER, SUITE 2600, NEWARK, NEW JERSEY 07102

TELEPHONE: (732) 303-0808

TELEFAX: (732) 303-0210

APPLICATION GRANTED.

SO ORDERED.

A large, stylized handwritten signature in black ink, appearing to read 'S. Wigenton', is written over a horizontal line.

SUSAN D. WIGENTON, U.S.D.J.

September 17, 2009

Honorable Susan D. Wigenton, USDJ
U.S. Courthouse
50 Walnut Street
Newark, NJ 07102

Re: United States v. Melman et al 2:08-CR-132
Bail Modification

Dear Judge Wigenton:

This application is respectfully submitted on behalf of defendant Jack Melman to request that the Court temporarily modify his bail conditions to allow him to travel to Canada for 3 days from October 9, 2009 to October 12, 2009. The purpose of the trip is to visit his 86 year old father who is in poor health. Also, a temporary return of his Passport is requested.

Your Honor previously authorized travel to Canada for a week during March 2009, which travel Mr. Melman completed and satisfied all pretrial obligations. While I have not had an opportunity to talk to pretrial about this request, they had no objection to his previous travel to Canada.

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Judge Wigenton
9/17/09

Further, Mr. Melman previously supplied copies of documentation to verify the family's residence in Canada, as well as a Waiver of Extradition, which waiver provides that he will give back his Passport to Pretrial Services within 48 hours after of returning from Canada. (Although the Government indicated it could not consent to the prior request, it did want such Waiver and proof of residence if the court was going to grant the application.)

Mr. Melman has complied with all his pretrial obligations and has been a model defendant since his release on bail over a year ago.

I have advised Mr. Melman that if the court grants this application, he must strictly follow the conditions of bail, including any modification and that my office would tolerate nothing less. I have further advised him that failure to comply with any modified bail conditions could, and would likely result in his being charged with additional crimes. It is thus requested that the court so order the bail modification as detailed herein.

Respectfully submitted,


Michael Chazen

cc: Anthony Moscato, AUSA
Adrian Garcia, Pre trial - 973-645-6428